



COPY



February 23, 2016

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**VIA E-MAIL AND U.S. MAIL**

Ms. Pam Castañeda ([pam.castaneda@state.nm.us](mailto:pam.castaneda@state.nm.us))  
Administrator to Boards and Commissions  
Environmental Improvement Board  
Water Quality Control Commission  
1190 St. Francis Drive, Room S2102  
Santa Fe, NM 87502

*Re: In the Matter of Enterprise Products Operating, LLC*

Dear Ms. Castañeda:

Enclosed please find the original and 15 copies of a Stipulated Motion to Vacate and Reschedule Hearing in the above matter. I would appreciate it if you would file the original and provide a file-stamped copy in the stamped, self-addressed return envelope.

Thank you for your assistance.

Sincerely,

Wendy C. Olivas  
Assistant to Sarah M. Stevenson

/wco  
Enclosures: as stated  
cc via e-mail only: Allison Marks  
W2654715.DOCX

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**STATE OF NEW MEXICO  
WATER QUALITY CONTROL COMMISSION**



**WQCC-15-05 (CO)**

**IN THE MATTER OF Enterprise Products Operating, LLC,  
a Texas limited liability company.**

**STIPULATED MOTION TO VACATE AND RESCHEDULE HEARING**

Comes now Enterprise Products Operating, LLC (“Enterprise”) and the New Mexico Oil Conservation Division (“OCD”) and moves the Water Quality Control Commission (“WQCC”)’s Hearing Officer to vacate the hearing before the WQCC in the above-referenced matter previously scheduled to commence on May 10, 2016, and to enter an order scheduling the hearing at the WQCC’s monthly meeting to be held on September 13, 2016, or on other such later date as determined by the WQCC and the Hearing Officer. In support of this motion, Enterprise and the OCD state as follows:

1. On June 3, 2015, the Hearing Officer entered an Order Granting Motion Requesting Waiver of 90 Day Deadline for Hearing, finding the “tasks necessary to prepare for the hearing are expected to take longer than three months.”
2. On August 11, 2015, the WQCC set a hearing date of May 10, 2016.
3. On August 7, 2015, Enterprise filed an Opposed Motion to Conduct Additional Discovery. The OCD filed a response to this motion on August 31, 2015, and Enterprise filed a reply on September 8, 2015. No hearing has been held or order entered on the Opposed Motion to Conduct Additional Discovery.
4. Discovery in this matter is ongoing, and an order on the pending motion may increase the time needed for discovery.
5. No scheduling order has been entered in this matter.

6. Enterprise and the OCD agree that it is in the best interest of both parties to vacate the May 10, 2016 hearing date, and establish a new hearing date no earlier than September 13, 2016.

Wherefore, Enterprise and the OCD respectfully request an order vacating the May 10, 2016 hearing date, and rescheduling the hearing at a date no earlier than September 13, 2016.

Respectfully submitted this 23rd day of February, 2016.

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By: /s/ Sarah M. Stevenson

William C. Scott

Sarah M. Stevenson

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*Attorneys for Enterprise Products Operating, LLC*

NEW MEXICO ENERGY MINERALS AND NATURAL  
RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

By: approved by email 2/22/16

Allison Marks, Assistant General Counsel

1220 S. St. Francis Drive

Santa Fe, NM 87505

*Attorneys for Oil Conservation Division*

**CERTIFICATE OF SERVICE**

I certify that on the 23rd day of February, 2016, service of the original foregoing Motion to Conduct Additional Discovery was made, via electronic mail and first class mail, to:

Pam Castañeda  
Administrator, Water Quality Control Commission  
New Mexico Environment Department  
Harold Runnels Building, Rm. N-120  
1190 St. Francis Drive  
Santa Fe, NM 87502  
Pam.Castaneda@state.nm.us

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By: /s/ Sarah M. Stevenson  
Sarah M. Stevenson

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